



031704

16523 U.S. PTO

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Prior Application:

Examiner:

Art Unit:

Anticipated Classification of  
This Application:

Class:

Subclass:

Honorable Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sirs:

This is a Request for Filing a:

☒ Continuation☐ Divisionalapplication under 37 CFR Section 1.53 of pending prior application  
Serial No. 10/027,571

filed on: December 19, 2001

for: Air Sealable Container with Automatically Actuable Pressure  
Equalizing Valve

1. ☒ Enclosed is a copy of the prior application,  
including the oath or declaration as originally  
filed and an affidavit or declaration verifying  
it as a true copy.
2. ☐ Sall entity status under 37 CFR §1.9 and 37 CFR  
§1.27 should be available to the applicant  
herein and the assignee.
3. ☒ The filing fee is calculated below:

CLAIMS AS FILED IN THE PRIOR APPLICATION, LESS  
ANY CLAIMS CANCELED BY AMENDMENT BELOW AND PLUS  
CLAIMS ADDED BY AMENDMENT BELOW:15870 U.S. PTO  
10/803745

031704

For	Number Filed	Number Extra	Rate	Basic
				\$375.00
Total Claims:	<u>41</u>	- 20 = <u>21</u>	\$ 9	\$189.00
Ind. Claims:	<u>7</u>	- 3 = <u>4</u>	\$42	\$168.00

Reduction by 1/2 for filing by small entity (Note 37 CFR §1.9, 1.27, 1.28). If applicable, verified statement must be attached.

Total: \$732.00

4.   X   the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 19-0258. A duplicate copy of this sheet is enclosed.
5.   X   the Commissioner is authorized to charge payment of all extension of time fees under 37 CFR §1.17 to Dep. Acct. 19-0258.
6.   X   A check in the amount of \$732.00 is enclosed.
7.        Cancel in this application original claims of the prior application before calculating the filing fee.
8.        Amend the specification by inserting before the first line of the specification; This is a Continuation of Application Serial No.
9.   X   New formal drawings are enclosed.
10.        Please transfer formal drawings from co-pending Application Serial No. 10/029,571 filed December 19, 2001 to this present application upon abandonment of said prior co-pending application.
11.   X   Priority of Application Serial No. 60/340,510 filed on December 6, 2001 is claimed under 35 USC §119.
12.        The certified copy has been filed in prior Application Serial No.        filed       .
13.        The prior application is to maintain its

pending status, notwithstanding the filing of this application.

14.   X   The prior application is to be abandoned upon the filing of this application.
15.        The prior application is not assigned and the present application remains unassigned.
16.        The prior application is not assigned:
17.   X   The power of attorney appears in the original papers is to:
- a)        The power appears in the original papers in the prior application;
  - b)        Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed;
  - c)   X   Address all future communications to:  
Robert J. Schaap  
21241 Ventura Blvd., Ste. 188  
Woodland Hills, CA 91364
18.   X   A preliminary amendment is enclosed.
19.   X   I hereby verify that the attached papers are a true copy of the prior application Serial No. 10/027,571 filed on December 19, 2001 and that no amendments referred to in the oath or declaration filed in the prior application introduced new matter.

The undersigned declares further that all statements made herein of his/her own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

3/17/2004

DATE



SIGNATURE

Address of Signature:

Robert J. Schaap  
21241 Ventura Blvd.  
Suite 188  
Woodland Hills, CA 91364

\_\_\_\_\_  
Inventor(s)

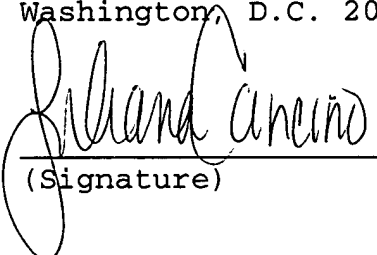
\_\_\_\_\_  
Assignee of complete  
interest

\_\_\_X\_\_\_  
Attorney or agent of record

\_\_\_\_\_  
Filed under Rule 34(a)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited  
with the United States Postal Service as First Class mail in an  
envelope addressed to: Commissioner of Patents and Trademarks,  
Washington, D.C. 20231 on: 3-17, 2002

  
(Signature)

Date of Signature: 3-17, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: )  
DONALD SERIO JR. )  
SERIAL NO. ) GROUP ART UNIT  
FILED: )  
TITLE: AIR SEALABLE CONTAINER WITH )  
AUTOMATICALLY ACTUABLE PRESSURE )  
EQUALIZING VALVE )  
EXAMINER: )

EXPRESS MAIL CERTIFICATE

Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Dear Sir:

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED  
WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO  
ADDRESSEE" SERVICE UNDER 37 CFR 1.10, MAILING LABEL NUMBER

E0903049815 IN AN ENVELOPE ADDRESSED TO THE ASSISTANT  
COMMISSIONER OF PATENTS AND TRADEMARKS, WASHINGTON, D.C. 20231 ON:

3-17-04

Date of Deposit

Liliana Cancino

Name of Person Mailing

Signature

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: )  
 )  
DONALD SERIO JR. )  
 )  
SERIAL NO.: 10/027,571 )  
 )  
FILED: DECEMBER 19, 2001 ) GROUP ART UNIT NO. 3727  
 )  
TITLE: AIR SEALABLE CONTAINER )  
WITH AUTOMATICALLY )  
ACTUABLE PRESSURE )  
EQUALIZING VALVE )  
 )  
EXAMINER: JAMES N. SMALLEY )

REQUEST FOR EXTENSION OF TIME

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

Dear Sir:

Applicant hereby requests a THREE month extension of time to  
and inclusive of March 17, 2004 in which to respond to the Office  
Action dated September 17, 2003.

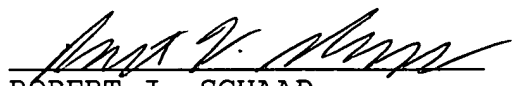
The applicant is herewith submitting its check to cover the  
statutory extension of time fee. Please charge any additional costs  
or credit any overpayment to Deposit Account No. 19-0258.

Dated: March 17, 2004

Respectfully submitted,

03/22/2004 HGUTEMA1 00000013 190258 10027571

01 FC:2253 10.00 DA 465.00 OP

  
ROBERT J. SCHAAP  
Attorney for Applicant  
Registration No. 20,577  
(818) 346-6555